

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No. : 10/054,628  
Applicant(s) : Thomas J. Klofta, et al.  
Filed : January 22, 2002  
Title : Absorbent Article Having a Stable Skin Care Composition  
TC/A.U. : 3761  
Examiner : Jacqueline F. Stephens  
Conf. No. : 7063  
Docket No. : 7571RD  
Customer No. : 27752

**DECLARATION UNDER 37 C.F.R. §1.131**

Commissioner for Patents  
P.O. Box 1450  
Washington, D.C. 20231

Dear Sir:

I, Thomas James Klofta, of Cincinnati, Ohio, the undersigned, hereby declare as follows:

1. I am a graduate of University of Arizona having received a Ph.D. degree in Chemistry from said institution in 1986. I have been employed by The Procter & Gamble Company of Cincinnati, Ohio, assignee of the present application, from 1986 until present. During this time, I have worked in the area of Baby Care product development with emphasis on skin health, lotion formulation, sensor development, and quantitative and qualitative analytical chemistry.

2. Prior to April 23, 1999, the earliest filing date of U.S. Patent No. 6,149,934 to Krzysik et al., I conceived and reduced to practice in the United States an absorbent article comprising a skin care composition disposed on a wearer-contacting surface of the absorbent article. The completed skin care composition comprised from about 10 to about 95 weight percent of an emollient, from about 5 to about 95 weight percent of a wax, and from about 0.1 to about 25 weight percent of a rheological agent

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selected from the group consisting of poly- $\alpha$ -olefins, polyethylene, castor oil derivatives, alkyl galactomannan, polyethylene and vinyl acetate copolymers, fumed silicas, zinc stearate, cetyl hydroxy ethyl cellulose and other modified celluloses, and mixtures thereof. The completed skin care composition was applied to a liquid permeable topsheet of a diaper. The diaper further comprised an apertured polymer backsheet and an absorbent core disposed between the backsheet and topsheet.

3. I declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true. All statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18, of the United States Code, and with the knowledge that such willful false statements may jeopardize the validity of the above-identified application or any patent issued thereon.

10-27-2005

Date

  
Thomas James Klofta

18 U.S.C. §1001 Whoever, in any matter within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals or covers up by any trick, scheme, or advice a material fact, or makes any false, fictitious or fraudulent statement or representation, or makes or uses any false writing or document knowing the same to contain any false, fictitious or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than five years, or both.